

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON

BRIAN PHILLIPS,

Plaintiff,

Case No. 3:21-cv-15

vs.

THE YOST SUPERIOR CO., *et. al*,

District Judge Michael J. Newman

Defendants.

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**ORDER AND ENTRY: (1) DISMISSING THIS CASE WITH PREJUDICE AND  
(2) TERMINATING THIS CASE ON THE COURT'S DOCKET**

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The Court, having been advised that the above-captioned matter has been settled, **IT IS ORDERED** that this action is hereby **DISMISSED**, with prejudice as to all parties.

Parties intending to preserve this Court's jurisdiction to enforce the settlement should be aware of *Kokkonen v. Guardian Life Ins. Co. of Am.*, 511 U.S. 375, 381-82 (1994), and incorporate appropriate language in any substituted judgment entry. The Court will retain jurisdiction to enforce the terms of the settlement, if necessary, for 60 days.

**IT IS SO ORDERED.**

Date: May 26, 2021

s/ Michael J. Newman  
Hon. Michael J. Newman  
United States District Judge